

RENTON CITY COUNCIL

Regular Meeting

July 27, 1998 Council Chambers
Monday, 7:30 p.m. Municipal Building

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

ROLL CALL OF COUNCILMEMBERS

BOB EDWARDS, Council President; TONI NELSON;
KATHY KEOLKER-WHEELER; DAN CLAWSON;
KING PARKER; TIMOTHY SCHLITZER; RANDY
CORMAN.

CITY STAFF IN ATTENDANCE

JESSE TANNER, Mayor; JAY COVINGTON, Chief
Administrative Officer; ZANETTA FONTES, Assistant
City Attorney; MARILYN PETERSEN, City Clerk;
GREGG ZIMMERMAN, Planning/Building/Public Works
Administrator; MICHAEL KATTERMANN, Director of
Neighborhoods & Strategic Planning; BETTY NOKES,
Economic Development Director; DEREK TODD, Finance
Analyst; DEPUTY CHIEF JOE PEACH, Police
Department.

APPROVAL OF COUNCIL MINUTES

MOVED BY EDWARDS, SECONDED BY NELSON,
COUNCIL APPROVE THE MINUTES OF JULY 20,
1998, AS PRESENTED. CARRIED.

SPECIAL PRESENTATION Executive POW/MIA Flag Donation

Mayor Tanner announced that the offer to donate a
Prisoners of War/Missing in Action veterans flag to the
City of Renton has been withdrawn since the City decided
to fly the flag on Veterans Day and Memorial Day holidays
only.

ADMINISTRATIVE REPORT

Chief Administrative Officer Jay Covington reviewed a
written administrative report summarizing the City's recent
progress towards goals and work programs adopted as part
of its business plan for 1998 and beyond. Items noted
included:

- * Work on the East Kenndale Sewer Interceptor project is underway along NE 24th St. between Aberdeen and Edmonds Avenues NE.
- * The Cedar River dredging, including excavation on the fish habitat mitigation site, is now 80% complete. Bids for the phase two construction (levee and floodwalls) will be opened in August.
- * Late last week, a tree fell across the Cedar River next to the Stoneway Plant, blocking recreational boats and rafts and causing a dangerous situation. The City's maintenance crew removed the tree with assistance from Stoneway personnel.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

City Clerk Quarterly
Contract List, 4/98-6/98

City Clerk submitted Quarterly Contract List for the period
of April 1 to June 30, 1998; 64 agreements totalling

\$9,795,642.66. Information.

CRT 97-013, Shive v
Renton et al.

Court Case filed in King County Superior Court on behalf of Brian and Anja Shive v. Renton, et al. challenging a variance approved by the City's Board of Adjustment from Renton's land clearing and tree cutting ordinance for property abutting the plaintiffs' home (2800 block of Burnett Ave. S.). Refer to City Attorney and Insurance Services.

Human Services 1999
CDBG and General Funds

Human Services Division submitted the recommendations of the Human Services Advisory Committee for 1999 General Fund and Community Development Block Grant (CDBG) funds in the total amount of \$519,994. Refer to Community Services Committee.

Human Services LLEBG
Application for Legal
Advocacy Services

Human Services Division recommended approval of an application to the Bureau of Justice for a Local Law Enforcement Block Grant in the amount of \$68,021, to be used for legal advocacy services for victims of domestic violence. Council concur.

Development Services
Stafford Crest Lot Line
Adjustment (NE 33rd St)
re Vacated Street Area

Technical Services Division recommended approval of an agreement for a boundary line adjustment on NE 33rd St. to bring vacated street right-of-way into the Stafford Crest plat. Council concur.

MOVED BY EDWARDS, SECONDED BY CORMAN, COUNCIL
APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

CORRESPONDENCE
Citizen Comment Mitchell
- Traffic & Parking
Problems on Bremerton
Ave; Fireworks Ban
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Correspondence was read from Lisa and Chris Mitchell, 4307 NE 7th Pl., Renton, regarding traffic and parking problems along Bremerton Ave. between 4th and 5th, Bremerton Ave. at 6th, and NE 8th Street. The Mitchells also requested that the City ban the use of fireworks within its municipal limits. MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL REFER THE MITCHELLS' TRANSPORTATION-RELATED CONCERNS TO THE TRANSPORTATION COMMITTEE. CARRIED.

Citizen Comment Petition -
Downtown Area Sign Code
(Uptown Glassworks
Signage)

A petition with 82 signatures was read asking for certain changes to the Downtown Area Sign Code, including that the Uptown Glassworks signage painted on the side of 230 Main St. be allowed to remain. MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL REFER THIS MATTER TO THE PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

OLD BUSINESS
Committee of the Whole
Comprehensive Plan West
Hill Removal from
Potential Annexation Area

Council President Edwards presented a report recommending that the City Council set a public hearing for August 24, 1998 to take testimony on an emergency amendment to Renton's Comprehensive Plan, with the intent of removing the West Hill area from the City's potential annexation area. MOVED BY EDWARDS, SECONDED BY PARKER, COUNCIL CONCUR IN

THE COMMITTEE REPORT. CARRIED.

**Community Services
Committee**

Building Rainier Christian
Schools Fee Waiver
Request

Community Services Committee Chair Nelson presented a report regarding a fee waiver request from Rainier Christian Schools. Rainier Christian Schools requested a waiver of fees associated with the processing of a Hearing Examiner conditional use permit and environmental review for a day care center. Rainier has been operating a day care primarily for the children of staff members, or siblings of students attending Highlands Christian School, which is located on the same site. Staff reviewed the proposal for a day care in the R-8 zone, and determined that the day care met the definition for a "family day care" since 12 or fewer children would be cared for in a 24-hour period. Family day care is permitted as an accessory use in the R-8 zone, and no separate land use permits are required. However, according to State law, a family day care requires that an adult reside in the structure where the day care operates. Since no adult resides permanently on the premises, the day care technically does not meet the City's definition of a "family day care," but rather is defined as a "day care center." In the R-8 zone, a Hearing Examiner conditional use permit and environmental review are required for day care centers.

Due to an oversight in the interpretation of the City's definition of "family day care," and based on estimates from staff to process the application, the Committee recommended that Rainier Christian Schools be allowed to pay reduced fees for the required land use permits. The fee collected by the City may be reduced, provided that sufficient fees are recovered for staff time expended. The fee will reflect the equivalent of \$75.00 per hour for staff time, per Code section 5-1-1.A.3.d. MOVED BY NELSON, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Park Board Park Rules
Change re Watercraft
Violations

Community Services Committee Chair Nelson presented a report recommending concurrence in the Park Board recommendation to amend the current Park Rules & Regulations to allow enforcement officers to ticket boats, watercraft, etc. that are in violation. The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. MOVED BY NELSON, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See page 259 for resolution.)

**Planning & Development
Committee**

Planning Multi-Family
Density Ranges Zoning
Code Amendments

Planning & Development Committee Chair Keolker-Wheeler presented a report regarding Zoning Code amendments for multi-family density ranges. Density ranges for several multi-family areas were amended in 1996. Additional issues are currently under review in the current Code amendment review relating to the moratorium on residential development in the Center Suburban (CS), Center Neighborhood (CN), Employment Area Commercial (EAC) and Employment Area Valley (EAV) land use designations. No additional review will be required as a result of the 6/24/96 referral. However, the

Committee recommended that an open agenda bill be maintained to allow periodic update on residential issues. It is recommended that the title of this bill be "Periodic review of residential policies and implementation."
MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Planning Automall
Expansion

Planning & Development Committee Chair Keolker-Wheeler presented a report regarding the proposed expansion of Renton's Automall. After hearing testimony from staff and the public on this issue, the Committee made the following recommendations:

1. That the proposed amendments to the use table for Area "A" be amended to include "snowmobile, lawn and garden equipment" in the Commercial Arterial (CA) zone and "existing office" in the Medium Industrial (IM) zone, and that "auto, motorcycle, snowmobile, lawn and garden equipment, and passenger truck sales" be added as primary uses and "licensing bureaus, car rentals, public parking or other uses determined by the Zoning Administrator that directly support dealerships" be added as secondary uses in the IM zone.
2. Area "B" be expanded to include all CA and IM zoned properties along SW Grady Way between Raymond Ave. SW on the west and Talbot Rd. S. on the east not included in Area "A", as well as most auto dealerships and related uses between Lind Ave. SW on the west and Shattuck Ave. S. on the east between the Burlington Northern Railroad right-of-way on the north and I-405 on the south, and all of the Puget Western site under the same Puget Sound Energy ownership including those portions currently zoned Commercial Office (CO) and proposed to be rezoned CA.
3. That Area "A" be expanded west of Lind Ave. SW along the south side of SW Grady Way but that its actual western boundary between Seneca and Raymond Aves. SW not be finalized until discussions between staff and Cummins Northwest, Inc. have been held to resolve issues relating to that company's possible future expansion to the east of Raymond Ave. SW. This issue will remain in Committee.

MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Comprehensive Plan 1998
Amendments

Planning & Development Committee Chair Keolker-Wheeler presented a report regarding the 1998 Comprehensive Plan amendments. The Committee reviewed proposed map amendments and text amendments on July 2nd and 9th. The Committee recommended adoption of the amendments as shown on the matrix titled "City of Renton 1998 Comprehensive Plan Amendment Requests" dated July 13, 1998. The Committee noted that the Taco Time application 98-M-4 is held on appeal to the Hearing Examiner and will be continued to the 1999 review cycle. The related pre-zone for application 98-M-2, Rainier Blvd. adjacent to the Airport and Lake Washington Blvd., will be held in the Planning & Development Committee. MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Utilities Committee
Public Works Maplewood

Utilities Committee Chair Clawson presented a report recommending concurrence in the staff recommendation

Creek Fish Channel, Fund
Transfer

that Council approve the transfer of \$505,000 from the NE 10th St./Anacortes Ave. storm system improvement project and \$145,000 from the NE 10th St./Monroe Ave. storm system replacement project to the Maplewood Creek Fish Channel project budget (Account #421.000600.018.5960.0038.65.065120). The budget transfers will be completed through the year-end budget adjustments.

Due to the cancellation of City Council meetings in early August, the next scheduled Council meeting is set for August 17, 1998. The cancellation will result in a two-week delay of the bid award by Council since the project bid opening is scheduled for July 28, 1998. The project schedule is time-sensitive due to the Fisheries permit requirement to complete all construction within the ordinary high water line by no later than October 31st.

The Committee further recommended concurrence with the staff recommendation that Council authorize the Mayor to award the construction contract for the Maplewood Creek Fish Channel Project to the lowest, responsible, responsive bidder following the bid opening, provided that the following conditions are satisfied:

1. The low bid is within the revised total project budget;
2. More than one bid is received; and
3. The lowest, responsible, responsive bid contains no irregularities.

These conditions are in accordance with City Policy #250-02 regarding bidding and contracting requirements. The Planning/Building/Public Works Department shall provide an informational item report on the results of the bid opening and award at the August 17, 1998 Council meeting. **MOVED BY CLAWSON, SECONDED BY PARKER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Finance Committee
HR&RM Classification
Series Revision (Planner &
Program Development
Coordinator)

Finance Committee Chair Parker presented a report recommending concurrence in the staff recommendation to amend Policy and Procedure #300-60 to include Assistant Planner, Associate Planner and Senior Planner and Program Development Coordinator I and Program Development Coordinator II to the classification series. The addition of the planner series and the program development coordinator series will provide the Planning/Building/Public Works Department the opportunity to recruit at a lower level and then promote without going through the competitive process. The above changes are effective July 1, 1998. **MOVED BY PARKER, SECONDED BY KEOLKER-WHEELER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Finance Vouchers

Finance Committee Chair Parker presented a report recommending approval of Claims Vouchers #161420 - 161916; three wire transfers in the total amount of \$2,085,595.96; approval of Payroll Vouchers #160947 - 161295; and 510 direct deposits in the total amount of \$1,361,442.26. **MOVED BY PARKER, SECONDED BY KEOLKER-WHEELER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

EDNSP Community
Marketing Campaign,

Finance Committee Chair Parker presented a report regarding a consultant for the Renton Community

Hamilton/Saunderson,
CAG-98-

Marketing Campaign. The City Council recommended that the City partner with other key community stakeholders to develop an intensive three-year Renton Community Marketing Campaign. The Council appropriated \$100,000 for the campaign on April 27, 1998. Authorization was given for the Economic Development Department to seek requests for proposals to select a consultant.

The Committee recommended approval of a contract in the amount of \$100,000 with The Hamilton/Saunderson Marketing Partnership for design, production and implementation of a comprehensive, fully integrated Renton Community Marketing Campaign. MOVED BY PARKER, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

EDNSP Port Quendall
Workplan, Exponent,
CAG-98-

Finance Committee Chair Parker presented a report regarding an amendment to the contract with Exponent Environmental Group. The City Council authorized the Administration to sign a purchase and sale agreement and to investigate the feasibility of taking title to the Quendall Terminals property for the purpose of cleaning up the property and restoring it to a usable site. The City Council appropriated \$218,370 for the Port Quendall project on June 8, 1998.

The Committee recommended approval of an amendment in the amount of \$166,100 to the contract with Exponent Environmental Group for negotiation services and creation of a remedial process workplan related to the Port Quendall project. MOVED BY PARKER, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Municipal Court Hiring of
Court Administrator at
Step D

Finance Committee Chair Parker presented a report regarding the request for a salary step change for the Municipal Court Director. The Municipal Court has offered the vacant position of Court Director to an individual with more than 11 years of experience in court administration. He currently holds the title of Fiscal Manager for Pierce County District Court #1. The court has conducted two diligent searches for a qualified court administrator, and this applicant will bring considerable experience in managing court budgets. His current compensation exceeds the "D"-step that he will be offered; however, he is interested in the broader responsibilities that this position will offer him as well as the opportunity for his skills and experiences to promote and improve our court.

The Finance Committee recommended approval of the request that the Court Director begin work with the City at step D of the salary range for this position. This has no negative budgetary impact as the former employee was at step E. The Finance Committee further recommended that Council approve the Municipal Court's request to fill the vacant Court Director position at step D of the salary range. MOVED BY PARKER, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

ORDINANCES AND RESOLUTIONS

The following resolution was presented for reading and adoption:

Resolution #3339

Park Board Park Rules
Change re Watercraft
Violations

A resolution was read approving and adopting Park Rules and Regulations. MOVED BY NELSON, SECONDED BY EDWARDS, COUNCIL ADOPT THE RESOLUTION AS PRESENTED. CARRIED.

The following ordinance was presented for first reading and advanced to second and final reading:

Comprehensive Plan 1998
Amendments

An ordinance was read adopting the 1998 amendments to the City's 1995 Comprehensive Plan, maps and data in conjunction therewith. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL ADVANCE THE ORDINANCE TO SECOND AND FINAL READING. CARRIED.

Ordinance #4734

Comprehensive Plan 1998
Amendments

Following second and final reading of the above-referenced ordinance, it was MOVED BY KEOLKER-WHEELER, SECONDED BY CORMAN, COUNCIL ADOPT THE ORDINANCE AS PRESENTED. ROLL CALL: ALL AYES. MOTION CARRIED.

NEW BUSINESS

Citizen Comment Browne
et al. - N 28th Pl
Residential Development

Correspondence was read from Kimberly A. Browne and other residents of N. 28th St. expressing concern about a planned single family residential development on N. 28th Place. Residents of N. 28th St. worry that the proposed road configuration to serve the development would negatively affect their residences by developing a new public street adjacent to their backyards. MOVED BY SCHLITZER, SECONDED BY CORMAN, COUNCIL REFER THIS MATTER TO THE PLANNING & DEVELOPMENT COMMITTEE. CARRIED.

Community Event Renton
River Days; Teen Musical
at Carco Theatre

Council President Bob Edwards noted the beginning of Renton River Days, which is being held earlier than usual this year. He added that the teen musical, "42nd Street," at Carco Theatre is outstanding.

ADJOURNMENT

MOVED BY PARKER, SECONDED BY SCHLITZER, COUNCIL ADJOURN. CARRIED. Time: 8:10 p.m.

MARILYN J. PETERSEN, CMC, City Clerk